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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 88-0336 CRB

Plaintiff,

**ORDER**

v.

CALVIN LYNOL ROBINSON,

Defendant.

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Defendant Calvin Robinson has filed a paper entitled “Acceptance for Value and Return for Value for Discharge of the \$455.00 Docket Fee,” which, in effect, requests that the \$455.00 docket fee associated with his appeal be waived. An appeal may not be taken in forma pauperis if it is not taken in “good faith.” 28 U.S.C. § 1915(a)(3). In “good faith” is judged by an objective standard, and is “demonstrated when [the defendant] seeks appellate review of any issue not frivolous.” Coppedge v. United States, 369 U.S. 438, 445 (1962).

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1 Defendant's appeal of this Court's order denying the motion to modify his criminal judgment  
2 is not taken in good faith because the appeal is patently frivolous. Defendant has not identified, and  
3 the Court cannot locate, any meritorious issues presented by Robinson's appeal. Accordingly, the  
4 defendant's motion is DENIED.

5 **IT IS SO ORDERED.**

6  
7 Dated: February 22, 2008



CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE